

1 Sheila Polk, SBN 007514  
 2 County Attorney  
 3 YCAO@co.yavapai.az.us

4 Attorneys for the STATE OF ARIZONA

5 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

6 IN AND FOR THE COUNTY OF YAVAPAI

7 STATE OF ARIZONA,

CAUSE NO. V1300CR201080049

8 Plaintiff,

Division PTB

9 v.

40TH SUPPLEMENTAL  
 DISCLOSURE BY STATE OF MATTERS  
 RELATING TO GUILT, INNOCENCE,  
 OR PUNISHMENT

10 JAMES ARTHUR RAY,

11 Defendant.

12 Pursuant to Rule 15.1(a) and (b) of the Arizona Rules of Criminal Procedure, the  
 13 Yavapai County Attorney's Office hereby files the following material and information within  
 14 its possession or control relative to guilt, innocence, or punishment, and further notifies the  
 15 defendant(s) that said material and information is either typed on this form, is attached hereto  
 16 and incorporated herein by reference (\*\*) or is available to the defendant(s) for examination  
 and reproduction at the office of the Yavapai County Attorney (\*\*\*\*) or has been previously  
 provided to defendant (++) , or to be disclosed upon receipt (+++)

17 1. The names and addresses of all persons whom the prosecution will call as  
 18 witnesses in the case-in chief and or rebuttal, together with their relevant written or recorded  
 statements:

19 2. All statements of the defendant and of any person who will be tried with him:

20 3. All then existing original and supplemental reports prepared by a law  
 21 enforcement agency in connection with the particular crime with which the defendant is charged.

22 4. The names and addresses of experts who have personally examined the  
 23 defendant's or any evidence in this case, together with the results of physical examinations and  
 24 of scientific tests, experiments of comparisons, including all written reports or statements made  
 by them in connection with this case:

25 Name	ADDRESS	STATEMENT OR REPORT
26 Dr. G. John DiGregorio Or Criminalist Performing Test Willow Grove, PA 19090	AIT Laboratories National Medical Services 3701 Welsh Road	Bates No. 7637-7638

RECEIVED  
 2011 FEB 16 AM 10:46  
 JEFFREY H. BALL, CLERK

BY: BOBBI JO BALL

Office of the Yavapai County Attorney

255 E. Gurley Street, Suite 300

Prescott, AZ 86301

Phone: (928) 771-3344 Facsimile: (928) 771-3110

5. A list of all papers, documents, photographs or tangible objects which the prosecution will use at trial or which were obtained from or purportedly belong to the defendant(s):

Item	Comments/Bates No.	Status
(a) Transcript of Dawn Gordon Interview	7639-7662	**
(b) E-Mail received from Dr. Dickson	7663	**
(c) Diagram of SL created by Det. Page From Bates No. 4555	7664	**

6. A list of all prior felony convictions of the defendant which the prosecution will use at trial:

7. A list of all prior acts of the defendant(s) which the prosecution will use to prove motive, intent, or knowledge or otherwise use at trial:

8. All material or information which tends to mitigate or negate the defendant's guilt as to the offense charged or which would tend to reduce his punishment, including all prior felony convictions or witnesses whom the prosecution expects to call at trial:

9. The results of any electronic surveillance of any conversations to which the defendant was a party, or of his business or residence:

10. All search warrants that have been executed in connection with this case:

11. The identity of any informant(s) involved in this case (if the defendant is entitled to know this fact under Rule 15.4(b) (2).

Other:

DATED this 15<sup>th</sup> day of February, 2011.

Sheila Sullivan Polk  
YAVAPAI COUNTY ATTORNEY

*Sheila Sullivan Polk*

COPY of the foregoing mailed  
February \_\_\_\_, 2011 to:

Thomas Kelly

**Office of the Yavapai County Attorney**

255 E. Gurley Street, Suite 300

Prescott, AZ 86301

Phone: (928) 771-3344 Facsimile: (928) 771-3110

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

By: *Kathy Durrell*